

139001

PRODUCT: 38 unlabeled barrels, each containing 50 gallons, of cucumber pickles at Kansas City, Kans. Examination showed that the product consisted of sweet pickles in brine with sodium benzoate.

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents; Section 403 (i) (1), it failed to bear a label containing the common or usual name of the article; Section 403 (i) (2), it failed to bear a label containing the common or usual name of each ingredient; and, Section 403 (k), it contained a chemical preservative and failed to bear a label stating that fact.

DISPOSITION: October 5, 1948. The Goldsmith Pickle Co., Chicago, Ill., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for proper labeling, under the supervision of the Federal Security Agency.

1336. Adulteration of potatoes. U. S. v. 51 Bags \* \* \*. (F. D. C. No. 25440. Sample No. 6148-K.)

LABEL FILED: September 2, 1948, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 11, 1948, by Harold C. Mount, Inc., from Hightstown, N. J.

PRODUCT: 51 100-pound bags of potatoes at Indiana, Pa.

LABEL, IN PART: "Victory B. M. Brand Potatoes Bennett-Mount Co., Hightstown, N. J."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its musty odor and taste, rendering it unpalatable.

DISPOSITION: September 21, 1948. Default decree of condemnation and destruction.

1337. Adulteration of canned sauerkraut. U. S. v. 58 Cases \* \* \*. (F. D. C. No. 25114. Sample No. 165-K.)

LABEL FILED: July 27, 1948, Southern District of Georgia.

ALLEGED SHIPMENT: On or about February 25, 1946, from Mineral Springs, N. C.

PRODUCT: 58 cases, each containing 24 1-pound, 12-ounce cans, of sauerkraut at Augusta, Ga.

NATURE OF CHARGE: The article was adulterated while held for sale after shipment in interstate commerce under Section 402 (a) (3), in that it consisted in whole or in part of a decomposed substance.

DISPOSITION: August 21, 1948. Default decree of condemnation and destruction.

1338. Adulteration of canned sauerkraut. U. S. v. 37 Cases \* \* \*. (F. D. C. No. 25455. Sample No. 479-K.)

LABEL FILED: August 13, 1948, Middle District of North Carolina.

ALLEGED SHIPMENT: On or about August 8, 1946, from Roanoke, Va.

PRODUCT: 37 cases, each containing 24 1-pound, 11-ounce cans, of sauerkraut at Asheboro, N. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 20, 1948. Default decree of condemnation and destruction.

13839. Adulteration of canned mustard greens. U. S. v. 134 Cases \* \* \*  
(and 1 other seizure action). (F. D. C. Nos. 25180, 25212. Sample Nos. 23297-K, 45804-K.)

LIBELS FILED: July 21 and 28, 1948, Western District of Tennessee and Southern District of Texas.

ALLEGED SHIPMENT: On or about May 27 and June 2, 1948, by Thomas & Drake Canning Co., from Haskell, Okla.

PRODUCT: Mustard greens. 134 cases, each containing 6 6-pound, 2-ounce cans, at Memphis, Tenn., and 167 cases, each containing 24 1-pound, 2-ounce cans, at Galveston, Tex.

LABEL, IN PART: "Elm Mustard Greens."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of aphids and larvae.

DISPOSITION: September 13 and October 6, 1948. Default decrees of condemnation and destruction.

13840. Adulteration of canned mustard greens. U. S. v. 33 Cases \* \* \*  
(F. D. C. No. 25227. Sample Nos. 28396-K, 28398-K.)

LIBEL FILED: July 29, 1948, District of Colorado.

ALLEGED SHIPMENT: On or about May 22, 1948, by the Pharr Canning Co., from Van Buren, Ark.

PRODUCT: 33 cases, each containing 24 1-pound, 2-ounce cans, of mustard greens at Denver, Colo.

LABEL, IN PART: "Vita Valley Brand Mustard Greens \* \* \* Packed by Whiteside Cannery, Van Buren, Ark."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of aphids and larvae.

DISPOSITION: August 30, 1948. Default decree of condemnation and destruction.

13841. Adulteration of canned turnip greens. U. S. v. 13 Cases \* \* \*  
(F. D. C. No. 25406. Sample No. 22957-K.)

LIBEL FILED: August 24, 1948, Northern District of Alabama.

ALLEGED SHIPMENT: On or about May 24, 1948, by the Allen Canning Co., from Siloam Springs, Ark.

PRODUCT: 13 cases of canned turnip greens at Birmingham, Ala.

LABEL, IN PART: "King of Ozarks Brand Turnip Greens Contents 1 Lb. 2 Ozs. Packed by Robinson Canning Co., Siloam Springs, Ark."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of aphids and beetles.

DISPOSITION: September 24, 1948. Default decree of condemnation and destruction.